

## Message Text

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FM SECSTATE WASHDC

TO AMEMBASSY TOKYO PRIORITY

INFO USMISSION GENEVA

USDEL MTN GENEVA

UNCLAS STATE 085208

E.O. 11652:N/A

TAGS: ETRD, JA

SUBJECT: INTERNATIONAL TRADE COMMISSION SECTION 337  
INVESTIGATION OF COLOR TELEVISION SETS FROM JAPAN

1. THE INTERNATIONAL TRADE COMMISSION PUBLISHED IN THE  
FEDERAL REGISTER OF APRIL 1, 1976, THE FOLLOWING NOTICE OF  
INITIATION OF INVESTIGATION OF UNFAIR TRADE PRACTICES UNDER  
SECTION 337 OF THE TRADE ACT OF 1930. BEGIN TEXT.

CERTAIN COLOR TELEVISION  
RECEIVING SETS  
INVESTIGATION

A COMPLAINT WAS FILED WITH THE UNITED STATES INTERNATIONAL  
TRADE COMMISSION ON JANUARY 15, 1976, ON BEHALF OF GTE  
SYLVANIA INCORPORATED AND PHILCO CONSUMER ELECTRONICS  
CORPORATION ALLEGING UNFAIR METHODS OF COMPETITION AND  
UNFAIR ACTS IN THE IMPORTATION OF CERTAIN COLOR TELEVISION  
RECEIVING SETS INTO THE UNITED STATES, AND IN THEIR SALE,  
BY REASON OF (1) THE EXISTENCE OF PREDATORY PRICING SCHEMES  
RESULTING IN BELOW-COST AND UNREASONABLY LOW-COST PRICING  
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OF SUCH TELEVISION SETS IN THE UNITED STATES, AND (2)

ECONOMIC BENEFITS AND INCENTIVES FROM THE GOVERNMENT OF JAPAN CONTRIBUTING TO THE BELOW-COST AND UNREASONABLY LOW-COST PRICING IN THE UNITED STATES. THE COMPLAINANT ALLEGES THAT THE EFFECT OR TENDENCY OF THE UNFAIR METHODS OF COMPETITION AND UNFAIR ACTS IS TO DESTROY OR SUBSTANTIALLY INJURE AN INDUSTRY, EFFICIENTLY AND ECONOMICALLY OPERATED, IN THE UNITED STATES, AND TO RESTRAIN OR MONOPOLIZE COMMERCE IN THE UNITED STATES. COMPLAINANTS REQUEST THAT THE IMPORTS IN QUESTION BE PERMANENTLY EXCLUDED FROM ENTRY INTO THE UNITED STATES OR, ALTERNATIVELY, THAT RESPONDENTS BE ORDERED TO CEASE AND DESIST FROM ENGAGING IN THE ALLEGED UNFAIR METHODS OF COMPETITION AND UNFAIR ACTS.

HAVING CONSIDERED THE ABOVE COMPLAINT, THE UNITED STATES INTERNATIONAL TRADE COMMISSION ON MARCH 18, 1976, ORDERED:

1. THAT PURSUANT TO SUBSECTION (B) OF SECTION 337 OF THE TARIFF ACT OF 1930, AS AMENDED (88 STAT. 2053), AN INVESTIGATION BE INSTITUTED TO DETERMINE WHETHER, ON THE BASIS OF THE FOREGOING ALLEGATIONS, THERE IS ANY VIOLATION OF THIS SECTION IN THE IMPORTATION OF COLOR TELEVISION RECEIVING SETS INTO THE UNITED STATES, OR IN THEIR SALE.

2. THAT FOR THE PURPOSE OF THE INVESTIGATION SO INSTITUTED,

HITACHI, LT., TOKYO, JAPAN.

HITACHI KADEN HANBAI, KABUSHIBI KAISHA, TOKYO JAPAN.

HITACHI SALES CORPORATION OF AMERICA, LONG ISLAND NEW YORK.

mitsubishi electric corporation, TOKYO, JAPAN.

mitsubishi corporation, TOKYO, JAPAN.

mitsubishi international corporation, 277 PARK AVENUE, NEW YORK, NEW YORK.

SANYO ELECTRIC CO., LTD., OSAKA, JAPAN.

SANYO ELECTRIC, INC., 51 JOSEPH STREET, MOONACHIE, NEW JERSEY.

SANYO ELECTRIC TRADING COMPANY, LTD., OSAKA, JAPAN.

SHARP CORPORATION, OSAKA, JAPAN.

SHARP ELECTRONICS CORPORATION, PARAMUS, NEW JERSEY.

TOKYO SHIBAURA ELECTRIC CO., LTD., TOKYO, JAPAN

TOSHIBA AMERICA, INC., NEW YORK, NEW YORK.

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WHICH ARE ALLEGED TO BE INVOLVED IN THE IMPORTATION OF THE COLOR TELEVISION RECEIVING SETS INTO THE UNITED STATES, OR IN THEIR SALE, AS OWNERS, IMPORTERS, CONSIGNEES, OR AGENTS OF EITHER, ARE HEREBY NAMED AS RESPONDENTS UPON WHOM THE COMPLAINT WILL BE SERVED.

3. THAT THE COMMISSION HAS APPOINTED MYRON R. RENICK AS PRESIDING OFFICER IN THIS PROCEEDING, INVESTIGATION NO.

337-TA-23. THAT FOR PURPOSES OF THE INVESTIGATION SO  
INSTITUTED, WILHEIM A. ZEITLER, UNITED STATES INTERNATIONAL

TRADE COMMISSION, 701 E STREET NW., WASHINGTON, D.C.  
20436, IS HEREBY NAMED AS THE COMMISSION INVESTIGATIVE  
ATTORNEY.

RESPONSES SUBMITTED BY THE PARTIES AND SUBMISSIONS BY  
INTERESTED PERSONS WHICH ARE PERTINENT TO THE INVESTIGA-  
TION WILL BE CONSIDERED BY THE COMMISSION IF RECEIVED NOT  
LATER THAN THIRTY (30) DAYS AFTER SERVICE OF THIS NOTICE  
AND THE COMPLAINT HAS BEEN EFFECTED. A SIGNED ORIGINAL  
AND NINETEEN (19) TRUE COPIES OF EACH RESPONSE OR SUB-  
MISSION SHOULD BE FILED WITH THE SECRETARY, UNITED STATES  
INTERNATIONAL TRADE COMMISSION, 701 E STREET NW.,  
WASHINGTON, D.C. 20436, AND SERVICE OF SUCH RESPONSE OR  
SUBMISSION SHALL BE MADE UPON EACH OF THE PARTIES TO  
THE INVESTIGATION, INCLUDING THE COMMISSION INVESTIGATIVE  
ATTORNEY.

EXTENSIONS OF TIME FOR SUBMITTING A RESPONSE OR SUBMISSION  
WILL NOT BE GRANTED UNLESS GOOD AND SUFFICIENT CAUSE IS  
SHOWN THEREFOR.

FAILURE OF A PARTY TO FILE A RESPONSE WITHIN THE TIME  
PROVIDED TO EACH OF THE ALLEGATIONS WHICH ARE THE SUBJECT  
OF THIS INVESTIGATION AS SET FORTH IN THIS NOTICE, TAKING  
INTO CONSIDERATION THE APPLICABLE DETAIL OF THE ALLEGA-  
TIONS IN THE COMPLAINT, MAY BE DEEMED TO CONSTITUTE A  
WAIVER OF ITS RIGHT TO APPEAR AND CONTEST SUCH ALLEGA-  
TIONS AND SHALL AUTHORIZE THE COMMISSION, WITHOUT FURTHER  
NOTICE TO THAT PARTY, TO FIND THE FACTS TO BE AS ALLEGED  
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AND TO ENTER AN ORDER CONTAINING SUCH FINDINGS.

THE COMPLAINT IS AVAILABLE FOR INSPECTION BY INTERESTED  
PERSONS AT THE OFFICE OF THE SECRETARY, LOCATED IN THE  
UNITED STATES INTERNATIONAL TRADE COMMISSION BUILDING,  
WASHINGTON, D.C., AND IN THE NEW YORK CITY OFFICE OF  
THE COMMISSION, LOCATED AT 6 WORLD TRADE CENTER.

BY ORDER OF THE COMMISSION.

ISSUED: MARCH 29, 1976.

(SEAL) KENNETH R. MASON.  
..... SECRETARY.

END TEXT. SISCO

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Copy:** SINGLE  
**Draft Date:** 08 APR 1976  
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**To:** TOKYO  
**Type:** TE  
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